

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

Crl.Rev.Pet.No. 2639 of 2004(D)

**CRA.166/1998 of I ADDL. SESSIONS COURT, KOLLAM
CC.274/1998 of CHIEF JUDICIAL MAGISTRATE COURT, KOLLAM**

REVN. PETITIONER: APPELLANTS/ACCUSED:

**1. T.A.NAZAR, M/S.NEW STORES, MUKKADA,
KUNDARA, KOLLAM.**

**2. M/S.NEW STORES, REP. BY T.A.NAZAR,
MUKKADA, KUNDARA, KOLLAM.**

BY ADV. SRI.P.B.SURESH KUMAR

RESPONDENTS: COMPLAINANT AND STATE:

**1. BROOKE BOND LIPTON INDIA LIMITED,
150, LUX CHURCH ROAD, MYLAPORE, MADRAS 600 004,
REP. BY ITS SALES MAN, V.SOMASEKHARA PILLAI.**

**2. STATE OF KERALA, REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**

**BY PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR
SRI.A.M.SHAFFIQUE
SRI.E.K.NANDAKUMAR
SRI.A.K.JAYASANKAR NAMBIAR**

**THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 24/10/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

V. RAMKUMAR, J.

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Crl. R.P. No. 2639 OF 2004 D
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Dated this the 24th day of October, 2007

O R D E R

The revision petitioners, who were the accused in C.C.No.274/1998 on the file of the CJM, Kollam for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenge the conviction entered and the sentence passed against them concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.11121/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioners as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. Money, if any, paid by the revision petitioners pursuant to orders, if any, passed by the lower appellate court shall be refunded to the revision petitioners.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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